

**UNITED STATES GOVERNMENT**  
**NATIONAL LABOR RELATIONS BOARD**

Region 1 Boston, Massachusetts  
10 Causeway Street, 6th Floor  
Boston, MA 02222-1072  
(617) 565-6700

November 18, 2003

Mr. Stewart Schofield  
50 Ella Avenue  
Woonsocket, RI 02895

Re: Coast To Coast Construction, Inc.  
Case1-UD-246

---

Dear Mr. Schofield:

The above-captioned case, petitioning for an investigation and determination of representative under Section 9(c) of the National Labor Relations Act, has been investigated and considered.

Background: Your petition seeking withdrawal of union shop authority under a collective bargaining agreement between the above Employer and the Utility Workers Union of America, Local 527, was filed on May 24, 1993. Thereafter, unfair labor practice charges were filed against the Employer in Cases 1-CA-30242 and 1-CA-31028. Those charges were settled on November 26, 1996 and those cases were closed on February 22, 2001. In addition it appears that the Employer ceased operations in 1994.

Decision to Dismiss: I have decided to dismiss this petition for three reasons: (1) at no time since the resolution of the unfair labor practice charges, or at any other time, have you indicated an interest in continuing to pursue this matter; (2) the Employer is no longer in operation, and thus it would not effectuate the purposes of the Act to proceed; and, (3) even if we were to continue processing this case, a new showing of interest would be required because of the passage of time since the filing of the petition.

For the foregoing reasons, your petition must be dismissed.

Right to Obtain Review: Section 102.71(b) of the National Labor Relations Board Rules and Regulations permit you to obtain a review of this action by filing a request for review with the National Labor Relations Board. If you wish to file request for review, your attention is directed to the following, which summarizes the provisions of Section 102.71(c) of the Rules:

Request Due Date: The request for review must be received by the Executive Secretary of the Board in Washington, D.C. by the close of business at 5 p.m. on December 2, 2003.

However, if you mail the request, it will be considered timely if it is postmarked no later than one day before the due date. The request MAY NOT be filed by facsimile transmission.

Extension of Time to File Request: If you provide a good reason, the National Labor Relations Board may grant you an extension of time to file the request for review. You may file a request for an extension of time by mail, by facsimile transmission, or through the Internet. The fax number is (202) 273-4270. Special instructions for requesting an extension of time over the Internet are set forth in the attached Access Code Certificate. Any request for an extension of time must be received by the due date indicated above. A copy of any request for extension of time should be sent to me.

Request Contents: The request for review (eight copies) must contain a complete statement setting forth the facts and the reasons why you believe the decision to dismiss the petition is incorrect.

Address for Request for Review: The request should be sent to the Executive Secretary of the National Labor Relations Board, 1099 14<sup>th</sup> Street, N.W., Washington, D.C. 20570 by the due date specified above. You should send a copy of the request to me, and one copy of the request to each of the parties whose names and addresses are listed below.

Very truly yours,

Rosemary Pye  
Regional Director

cc:

Coast To Coast Construction Co.  
2440 Mendon Rd.  
Cumberland, RI 02864  
Attn: Raymond Lambert

Utility Workers Union of America, Local 527, AFL-CIO  
P.O. Box 1961  
Woonsocket, RI 02895  
Attn: Michael Dumas

Segal, Roitman & Coleman  
11 Beacon St.  
Boston, MA 02108  
Attn: Mary Sullivan

General Counsel, Office of Appeals

H:\R01COM\r-case dismissals\UD-246 dismissal (Coast-to-Coast - company out of business).doc